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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/918,563	07/31/2001	Franck Barillaud	AUS9-2001-0562-US1	3586

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EXAMINER

WALSH, JOHN B

ART UNIT PAPER NUMBER

2151

DATE MAILED: 04/05/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/918,563

Applicant(s)

BARILLAUD, FRANCK

Examiner

John B. Walsh

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2151

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on amdt of 12/28/2005.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-4, 6-10, 12-17 and 19-23 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-4, 7-10, 13-17 and 20-23 is/are rejected.
- 7) ☒ Claim(s) 6, 12 and 19 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date <u>8/1/2005</u> | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 1-4, 7-10, 13-17 and 20-23 are rejected under 35 U.S.C. 102(e) as being anticipated by U.S. Patent No. 6,757,716 to Blegen et al.

As concerns claim 1, a method for selecting download content, said method comprising: sending a plurality of strip information elements to a remote device (column 2, lines 35-37), wherein respective ones of the plurality of strip information elements describe downloadable content (column 4, lines 32-34); receiving, in response to a user selection corresponding to one of a plurality of strip information elements at the remote device, a request from the remote device that corresponds to the selected strip information element (column 5, line 30, clickable link); retrieving, in response to the request, downloadable content corresponding to the selected strip information element from a nonvolatile storage device (column 4, line 42); and sending the retrieved downloadable content to the remote device (column 4, lines 41-50).

As concerns claims 2, 9 and 15, wherein the strip information elements include one or more elements from the group consisting of an execution option, a lifecycle option, a navigation option, a persistence option, a security key (column 4, lines 39-40), a configuration option, a strip identifier, and a strip description.

As concerns claims 3 and 16, further comprising: displaying the downloadable content on a display (47) included in the remote device.

As concerns claims 4, 10 and 17, further comprising: wherein the selected strip information element includes a lifecycle field that indicates whether the retrieved downloadable content is storable after the displaying, the method further comprising: determining based upon the lifecycle field whether the retrieved downloadable content is storable after the displaying (column 5, line 32); and storing the retrieved downloadable content on a nonvolatile storage device at the remote device in response to determining that the retrieved downloadable content is storable (figure 6, column 8, lines 18-25).

As concerns claims 7, 13 and 20, wherein each of the strips includes a content type, wherein the content type is selected from the group consisting of text, video, video plus, and audio (inherent for information to be displayed inherently includes text or video).

As concerns claims 8 and 14, an information handling system comprising: one or more processors (column 2, lines 33-37); a memory (column 2, lines 53-54, 59-64) accessible by the processors; a network interface for communicating with other information handling systems (column 2, line 37); one or more nonvolatile storage areas accessible by the processors (column 2, lines 53-54, 59-64); and a selective download tool for selecting download content, the selective download tool including: means for sending a plurality of strip information elements to a remote device (data from server to client), wherein respective ones of the strip information elements describe downloadable content (column 4, lines 32-34); means for receiving, in response to a user selection corresponding to one of the plurality of strip information elements

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at the remote device, a request from the remote device that corresponds to the selected strip information element (column 5, line 30, clickable link); means for retrieving, in response to the request, downloadable content corresponding to the selected strip information element from one of the nonvolatile storage device (column 4, lines 30-45); and means for sending the retrieved content to the remote device (column 4, lines 41-46).

As concerns claims 21-23, determining based on the navigation field the location to place the information in the display tree and inserting the information in the tree at the determined location (column 4, line 4, inherent for HTML to include a navigation field for determining an placing the location of information on a display).

Allowable Subject Matter

3. Claims 6, 12 and 19 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Response to Arguments

4. Applicant's arguments with respect to claims 1-20 have been considered but are moot in view of the new ground(s) of rejection.

Conclusion

5. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO**

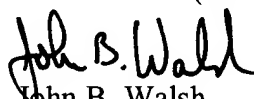
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MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to John B. Walsh whose telephone number is 571-272-7063. The examiner can normally be reached on Monday-Wednesday from 5:30-4:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Zarni Maung can be reached on 571-272-3939. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


John B. Walsh
Primary Examiner
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